



# IDAHO DEPARTMENT OF HEALTH & WELFARE

C.L. "BUTCH" OTTER – Governor  
RICHARD M. ARMSTRONG – Director

LESLIE M. CLEMENT - Administrator  
DIVISION OF MEDICAID  
Post Office Box 83720  
Boise, Idaho 83720-0036  
PHONE: (208) 334-6626  
FAX: (208) 364-1888

December 18, 2008

Pat Rowley, Administrator  
Elegant Residential Assisted Living, Inc  
1256 Wright Avenue, Bldg A  
Pocatello, ID 83201

Dear . Rowley:

On November 20, 2008, a complaint investigation survey was conducted at Elegant Residential Assisted Living, Inc. The survey was conducted by Maureen McCann, Registered Nurse and Rae Jean McPhillips, Registered Nurse. This report outlines the findings of our investigation.

## **Complaint # ID00003879**

**Allegation:** The facility admitted a resident with known sexual predatory behaviors and did not implement a plan to ensure the safety of residents.

**Findings:** Unsubstantiated. The facility administrator was unaware of the identified residents sexual predatory behaviors so therefore he could not implement a safety plan.

On November 20, 2008 at 10:40 AM, the facility administrator stated he did not know the identified resident had sexual predatory behaviors prior to admission. He said he was contacted by the facility that was about to discharge the resident because he was above their level of care. He stated he had a list of 11 questions he routinely asked prior to the admission of a new resident. He said the first question he asked was, do they have "any sexual/assault charges." He stated the administrator of the other facility told him the resident did not have any pending assault charges. He stated he was contacted by a Regional Medicaid Nurse about the possibility of admitting the identified resident to his facility. He said the Regional Medicaid Nurse Reviewer told him the resident had a history of inappropriate sexual behaviors and that he had to be monitored. He stated he told the resident that he would not tolerate any inappropriate behaviors and that he would be discharged if he could not follow the rules. Additionally, he stated staff were instructed to closely monitor the resident's behavior to ensure he was not inappropriate with other residents.

Pat Rowley, Administrator

December 18, 2008

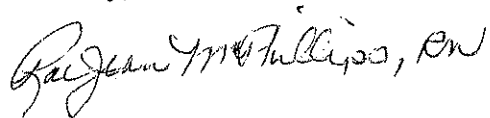
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Two caregivers who were interviewed on November 20, 2008 at 3:00 PM, stated they were instructed to closely monitor the resident for inappropriate behaviors.

On December 8, 2008 at 1:00 PM, the Regional Medicaid Nurse Reviewer stated she advised the administrator that the resident had inappropriate sexual behaviors in two other assisted living facilities. She said she felt the incidences at the other facilities could have been consensual encounters. She said she was unaware, at the time she contacted the facility about the resident, that he had predatory behaviors. She stated that with the information he was given, she felt the administrator provided adequate supervision of the resident.

As no deficiencies were cited as a result of our investigation, no response is necessary to this report. Thank you to you and your staff for the courtesies extended to us on our visit.

Sincerely,



RAE JEAN MCPHILLIPS, RN

Team Leader

Health Facility Surveyor

Residential Assisted Living Facility Program

RM/sc

c: Jamie Simpson, MBA, QMRP, Supervisor, Residential Assisted Living Facility Program